

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney's Docket No. DX01551K

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"METHODS OF MODULATING PROLIFERATIVE CONDITIONS"

the specification o	f which				
is attached here	eto.				
X was filed on _	July 22, 2003	_ as Application	Serial No	10/62:	5,486
and was amend	led on		(if applicabl	le).	
was filed on		as PCT Interna No.	tional Application	on 	
I hereby state that specification, inclu					
I acknowledge the application in acco	-				on of this
I hereby claim fore foreign application below any foreign of the application	n(s) for patent or in application for pa	nventor's certifica tent or inventor's	ite listed below	and have als	o identified
Prior Foreign Applica	tion(s):				Priority Claimed
(Number)	(Co	ountry)	(Day/Month/Ye	ear Filed)	Yes or No
I hereby claim the provisional application			es Code, §119(e) of any Uni	ted States
60/398,088 (Application Number	<u> </u>	/ 24, 2002 lling Date)			

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Filing Date) (Status – patented, pending, abandoned) (Application Serial No.) Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in Patent and Trademark Office connected therewith. (List name and registration number.) Palaiyur S. Kalyanaraman Reg. No. 34,634 Robert L. Bernstein Reg. No. 46,020 Reg. No. 46,556 Elliot Korsen Reg. No. 32,705 Michael G. Biro Reg. No. 38,945 Reg. No. 46,433 Allan N. Kutzenco Tom Brody Reg. No. 46,100 Ann M. Cannoni Reg. No. 35,972 William Y. Lee Reg. No. 42,804 Reg. No. 46,638 Robert J. Lipka Nancy V. Connelly Reg. No. 29,825 Anita W. Magatti Reg. No. 39,161 Michael D. Davis Reg. No. 46,705 Edward H. Mazer Reg. No. 27,573 J. Darrell Fontenot Reg. No. 28,605 Jaye P. McLaughlin Reg. No. 41,211 Robert A. Franks Reg. No. 41,201 Reg. No. 33,702 Sheela Mohan-Peterson James M. Gould Richard B. Murphy Reg. No. 35,298 Sandra Gripp Reg. No. 45,997 Reg. No. 27,929 Richard J. Grochala Reg. No. 31,518 James R. Nelson

Send Correspondence to:	Direct Telephone C	Calls to:
DNAX Research Institute 901 California Avenue Palo Alto, CA 94304-1104 Customer number 028008	Name: Telephone No.: Facsimile No.:	Sheela Mohan-Peterson (650) 496-1244 (650) 496-1200

Reg. No. 35,888

Reg. No. 28,221

Reg. No. 30,856

Pamela Sakeld

Immac J. Thampoe

Thomas A. Triolo

FULL NAME OF 1ST	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
OR SOLE INVENTOR			
	AMATI	BRUNO	
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CITIZENSHIP
	MILAN	ITALY	SWITZERLAND
POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS			CODE/COUNTRY
	28 VIA DE AMICIS	MILAN	20123, ITALY

Reg. No. 38,607

Reg. No. 36,322

Reg. No. 48,001

Henry S. Hadad

Thomas D. Hoffman

Henry C. Jeanette

FULL NAME OF 2ND JOINT INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	FERNANDEZ VOGEL	PAULA	C.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	AARAU	SWITZERLAND	SWITZERLAND
POST OFFICE ADDRESS	POST OFFICE ADDRESS	СПҮ	STATE & ZIP CODE/COUNTRY
	BURGMATTSTRASSE 5	AARAU	CH-5000,
			SWITZERLAND

FULL NAME OF 3RD JOINT INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	FRANK	SCOTT	R.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	CAMBRIDGE	MASSACHUSETTS	USA
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	73 MARTIN ST., APT. 48	CAMBRIDGE	MASSACHUSETTS,
			02138, USA

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of First Inventor	Signature of Second Inventor	Signature of Third Inventor
		·
Bruno Amati	Paula C. Fernandez Vogel	Scott R. Frank
Date 01/26/04	Date	Date



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"METHODS	S OF MODULATING PR	OLIFERATIVE C	ONDITION	<u>'IS"</u>
the specification of which	n ,			
is attached hereto.				
X was filed on July	22, 2003 as Application	on Serial No	10/62	5,486
and was amended on		(if applicable	e).	•
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	reviewed and understand the claims, as amended by a			
	disclose information which with Title 37, Code of Fe			ion of this
foreign application(s) for	ority benefits under Title 3 patent or inventor's certification for patent or inventor ch priority is claimed:	cate listed below a	and have als	so identified
Prior Foreign Application(s):				Priority Claimed
(Number)	(Country)	(Day/Month/Ye	ar Filed)	Yes or No
I hereby claim the benefit provisional application(s)	under Title 35, United Sta listed below:	ates Code, §119(e)) of any Uni	ted States
60/398,088 (Application Number)	July 24, 2002 (Filing Date)	_		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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Henry S. Hadad	Reg. No. 35,888	Pamela Sakeld	Reg. No. 38,607
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Henry C. Jeanette	Reg. No. 30,856	Thomas A. Triolo	Reg. No. 48,001

Send Correspondence to:	Direct Telephone C	Calls to:	
DNAX Research Institute 901 California Avenue Palo Alto, CA 94304-1104 Customer number 028008	Name: Telephone No.: Facsimile No.:	Sheela Mohan-Peterson (650) 496-1244 (650) 496-1200	

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OR SOLE INVENTOR			
OK SOLE IN VENTOR			1
	AMATI	BRUNO	
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CITIZETOTIA			
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POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP
ADDRESS		i	CODE/COUNTRY
1	28 VIA DE AMICIS	MILAN	20123, ITALY

FULL NAME OF 2ND JOINT INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	FERNANDEZ VOGEL	PAULA	C.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	AARAU	SWITZERLAND	SWITZERLAND
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Signature of First Inventor	Signature of Second Inventor	Signature of Third Inventor
	Paule C. Fenevder Vogel	
Bruno Amati	Paula C. Fernandez Vogel	Scott R. Frank
Date	Date 1/21/04	Date



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			ne contents of the abo ny amendment referre		
			th is material to the enderal Regulations, §1.		n of this
foreign application	(s) for patent or in application for part	ventor's certific tent or inventor	5, United States Code cate listed below and is s certificate having a	have also	identified
Prior Foreign Applicati	ion(s):				Priority Claimed
(Number)	(Co	ountry)	(Day/Month/Year Fi	iled)	Yes or No
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60/398,088 (Application Number		24, 2002 ling Date)	-		

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JOHN INVENTOR	FERNANDEZ VOGEL	PAULA	С.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
	BURGMATTSTRASSE 5	AARAU	CH-5000,
			SWITZERLAND

FULL NAME OF 3RD	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
JOINT INVENTOR	TOD A BUTZ	SCOTT	R.
	FRANK	SCOTT	
RESIDENCE &	CITY	STATE OR FOREIGN	COUNTRY OF
CITIZENSHIP		COUNTRY	CIŢIZENSHIP
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Bruno Amati	Paula C. Fernandez Vogel	Scott R. Frank
Date	Date	Date //21/04/
		1 1